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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JOHN V. FERRIS and JOANN M. FERRIS,
Individually and on Behalf of All Others
Similarly Situated,
Plaintiffs,
v.
WYNN RESORTS LIMITED, STEPHEN
A. WYNN, CRAIG SCOTT BILLINGS,
STEPHEN COOTEY, and MATTHEW O.
MADDOX,
Defendants.)
Case No. 2:18-CV-00479-GMN-CWH
The Honorable Gloria M. Navarro
**STIPULATION AND [PROPOSED]
ORDER EXTENDING DEFENDANTS'
TIME TO ANSWER OR OTHERWISE
RESPOND TO THE COMPLAINT AND
CONTINUING CASE MANAGEMENT
CONFERENCE AND ASSOCIATED
DEADLINES
(FIRST REQUEST)**

{00274411;1 }

**STIPULATION AND [PROPOSED] ORDER EXTENDING DEFENDANTS' TIME TO ANSWER OR
OTHERWISE RESPOND TO THE COMPLAINT AND CONTINUING CASE MANAGEMENT CONFERENCE
AND ASSOCIATED DEADLINES**

1 This Stipulation is entered into by and among the parties to this action.

2 WHEREAS, on February 20, 2018, Plaintiffs John V. Ferris and Joann M. Ferris (“Plaintiffs”),
3 individually and on behalf of all other similarly situated, filed a putative class action captioned *Ferris v.*
4 *Wynn, et al.*, No. 18-cv-00479-GMN-CWH against Defendants Wynn Resorts Limited, Stephen A.
5 Wynn, Craig Scott Billings, Stephen Cootey, and Matthew O. Maddox, (collectively, “Defendants” and
6 with the Plaintiffs, the “Parties”) alleging violations of Sections 10(b) and 20(a) of the Securities
7 Exchange Act of 1934, 15 U.S.C. § 78a et seq., and Rule 10b-5, 17 C.F.R. 240 promulgated thereunder;

8 WHEREAS, the Complaint asserts claims under the federal securities laws that are subject to the
9 Private Securities Litigation Reform Act of 1995, Pub. L. No. 104-67, 109 Stat. 737 (1995) (“PSLRA”),
10 which sets forth specialized procedures for the administration of securities class actions, including a
11 specific process for the appointment of a lead plaintiff and lead counsel to represent the putative class;
12

13 WHEREAS, lead plaintiff and lead counsel have not yet been appointed pursuant to Section 21D
14 of the Exchange Act, 15 U.S.C. § 78u-4. The deadline to move for appointment as lead plaintiff is April
15 28, 2018;

16 WHEREAS, once selected, the lead plaintiff will then appoint a lead counsel, subject to the
17 Court’s approval, § 78u-4(a)(3)(B)(v), and identify an operative complaint or file an amended complaint
18 that becomes the operative complaint;

19 WHEREAS, the Parties agree that in the interests of judicial economy, conservation of time and
20 resources, and orderly management of this action, no response to any pleading in this action by any
21 Defendant should occur until after (i) a lead plaintiff and lead counsel are appointed by the Court
22 pursuant to the PSLRA, and (ii) such lead plaintiff serves an operative complaint;

23 WHEREAS, the Parties hereby stipulate and agree, and respectfully request the Court to order,
24 as follows:

25 1. Within 14 days of an order by the Court appointing lead plaintiff(s) and lead counsel, Defendants
26 and any lead plaintiff(s) appointed by the Court shall, through their respective counsel, confer and

1 jointly submit a proposed schedule for the filing of any amended complaint and for the filing of a
2 responsive pleading, including a briefing schedule with respect to any anticipated motions to dismiss;

3 2. Defendants shall not be required to answer, move, or otherwise substantively respond to the
4 Complaint or any amended complaint until the date agreed upon by the Parties in the proposed schedule
5 described in paragraph 1 above, if approved by the Court, or until such other further order by the Court.

6 3. The deadline of April 14, 2018 for the Joint Status Report is adjourned until such time after entry
7 of an order appointing a lead plaintiff and lead counsel for the class that is convenient for the Court.

8 4. Nothing in this Stipulation is intended in any way to waive or affect any rights, claims, defenses,
9 objections or arguments that any party may have with respect to any matter, other than those expressly
10 addressed and agreed in paragraph 1 through 3 above.

11 **IT IS SO ORDERED.**

12 DATED: April 2, 2018

A handwritten signature in blue ink, appearing to read "C. M. H." followed by a stylized initial, is overlaid on a horizontal line.

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14 UNITED STATES MAGISTRATE JUDGE
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1 DATED: March 30, 2018

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3 SNELL & WILMER L.L.P.
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5 /s/ Alex L. Fugazzi
6

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1 DATED: March 30, 2018

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1 DATED: March 30, 2018

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3 */s/ Colleen C. Smith*
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26 4832-8399-0880

27 {00274411;1 }

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